

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Juan Arango	Team: Squad #15	CCRB Case #: 202300726	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 08/18/2022 10:33 PM	Location of Incident: Over email	Precinct: 109	18 Mo. SOL 2/18/2024	EO SOL 2/18/2024	
Date/Time CV Reported Thu, 01/26/2023 11:09 AM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Thu, 01/26/2023 11:09 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DI Louron Hall	00000	929438	109 PCT

Officer(s)	Allegation	Investigator Recommendation
A.DI Louron Hall	Abuse: Deputy Inspector Louron Hall did not process § 87(2)(b) s complaint regarding an officer.	

Case Summary

On January 26, 2023, § 87(2)(b) filed this complaint with the CCRB, via the CCRB's website.

On August 18, 2022, at approximately 10:30 p.m., § 87(2)(b) emailed a complaint to Deputy Inspector Louron E. Hall, Commanding Officer of the 109th Precinct, against Police Officer Michael Ferrufino of the 109th Precinct. DI Hall allegedly refused to process § 87(2)(b)' complaint (**Allegation A: Abuse of Authority, Refusal to Process Civilian Complaint**, § 87(2)(g)).

§ 87(2)(b) was not arrested or issued any summonses.

§ 87(2)(g)

Findings and Recommendations

Allegation (A) Abuse of Authority: Deputy Inspector Louron Hall did not process § 87(2)(b)'s complaint regarding an officer.

During his CCRB interview, § 87(2)(b) explained that on August 18, 2022, at approximately 10:10 p.m., he observed PO Michael Ferrufino and PO Alexander Rich, standing outside of the Forest Hills Stadium in Queens (**Board Review 01**). PO Ferrufino was smoking while in uniform. As a result, § 87(2)(b) approached the officers and took a picture of them. § 87(2)(b) noticed that PO Ferrufino had a pin attached to the collar of his shirt, indicating that he was from the 109th Precinct. At approximately 10:30 p.m., § 87(2)(b) performed a Google search of the 109th Precinct and found the NYPD 109th Precinct's website providing the Commanding Officer's name, Deputy Inspector (DI) Louron E. Hall. The NYPD website only provided DI Hall's name and a photograph, but not his contact information or email address. § 87(2)(b) then sent an email to DI Hall at § 87(2)(b), complaining about PO Ferrufino's conduct. As of February 2, 2023, DI Hall had not responded to § 87(2)(b) and no one from the NYPD has contacted him about his complaint. § 87(2)(b) stated that this lack of response indicated to him that DI Hall did not process his complaint.

The investigation obtained a copy of the email § 87(2)(b) sent to DI Hall at § 87(2)(b) on August 18, 2022, at 10:33 p.m., (**Board Review 02**). The email explicitly stated, "Dear Deputy Inspector Hall, please accept this complaint for PO Ferrufino (badge number 12154) of the 109 Precinct for smoking while in uniform. I witnessed this while leaving Forest Hills Stadium at about 10:10pm tonight (August 18, 2022). He was with PO Rich (badge number 24970) of the 109 Precinct, who was a witness to the incident. Please confirm receipt of this complaint and alert me of your determination." § 87(2)(b) provided his full name and attached three photographs of PO Ferrufino and PO Rich, one of which, PO Ferrufino is captured smoking in uniform.

On February 24, 2023, the undersigned contacted the NYPD/CCRB Liaison Unit. Sergeant Ahmed Khan confirmed that a complaint against PO Ferrufino, for an incident on August 18, 2022, had not been filed with the Internal Affairs Bureau (IAB) (**Board Review 03**).

During his CCRB interview, DI Hall independently explained that prior to the CCRB interview, on March 31, 2023, he learned § 87(2)(b) name and the nature of the CCRB complaint (**Board Review 04**). As a result, DI Hall checked his email inbox and went back to August 18, 2022. DI Hall then found § 87(2)(b) email complaining against PO Ferrufino. DI Hall stated that he had not seen this email prior to March 31, 2023. DI Hall denied intentionally refusing to process § 87(2)(b) complaint against PO Ferrufino and explained that he receives between 100 and 200 emails daily and believed § 87(2)(b) email may have gotten lost in his inbox. DI Hall added that § 87(2)(b) email was sent a day before DI Hall went on his annual vacation, which he also believed may have had an impact on him missing this email. DI Hall was presented with a copy of the email § 87(2)(b).

provided to the investigation. DI Hall confirmed that it is the same email he received from § 87(2)(b). DI Hall explained that if he had seen § 87(2)(b) email, he would have replied to § 87(2)(b) email, instructed the 109th Precinct Integrity Control Officer (ICO) to investigate this matter and had an internal investigation conducted. DI Hall believed § 87(2)(b)' complaint did not rise to an IAB level, but they would have investigated this at a command level.

Patrol Guide Procedure 207-28 (Board Review 05) – Upon receipt of a complaint from a civilian alleging misconduct by a uniform member of service, report all misconduct complaints to the Civilian Complaint Review Board, Intake Unit. Complaints of corruption or other misconduct not within the jurisdiction of the Civilian Complaint Review Board will be referred to the Internal Affairs Bureau Command Center as per Patrol Guide Procedure 207-21.

Patrol Guide Procedure 207-21 (Board Review 06) – All members of the service have an absolute duty to report any corruption or other misconduct of any kind, of which they become aware. Upon becoming aware of other misconduct or receiving an allegation of other misconduct involving a member of service, call Internal Affairs Bureau, Command Center or prepare a detailed written report addressed to the Deputy Commissioner of Internal Affairs.

§ 87(2)(g)

Civilian and Officer CCRB Histories

- § 87(2)(b) has been party to eight of CCRB complaints and has been named as a victim in 14 of allegations (**Board Review 07**):
 - § 87(2)(b)
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- DI Hall has been a member of service for 20 years and has been a subject in one CCRB complaint and two allegations, none of which were substantiated. § 87(2)(g)

Mediation, Civil, and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- As of April 17, 2023, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this incident (**Board Review 08**).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad: 15

Investigator:	<u>Juan Arango</u>	<u>Inv. Juan Arango</u>	<u>04/18/2023</u>
	Signature	Print Title & Name	Date

Squad Leader:	<u>Owen Godshall</u>	<u>SI Owen Godshall</u>	<u>04/18/2023</u>
	Signature	Print Title & Name	Date

Reviewer:	<u></u>	<u></u>	<u></u>
	Signature	Print Title & Name	Date